GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Surprise Check conducted over the Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District on 21-12-2013 – Allegations of Corruption – Common disciplinary proceedings initiated – Inquiry under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Article of Charges framed against Sri Balli Srinivasa Rao, PC-233, Prohibition & Excise Department - Orders – Issued.

REVENUE (VIGILANCE – II) DEPARTMENT

G.O.Rt.No.757 **Dated:06-06-2018**
Read:

G.O.Ms.No.293, Revenue (Vigilance – II) Department, Dt:06-06-2018.

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O R D E R :

In continuation of the orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 in the reference read above, it is considered necessary to hold an enquiry against Sri Balli Srinivasa Rao, PC-233 (Prohibition & Excise Department), Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District under Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri Balli Srinivasa Rao, PC-233 (Prohibition & Excise Department), Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District is directed to submit within ten days of the receipt of this order a written statement of his defense.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Balli Srinivasa Rao, PC-233 (P&E Dept.,), Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri Balli Srinivasa Rao, PC-233 (Prohibition & Excise Department), Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Contd.,2

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S) (FAC)

To

Sri Balli Srinivasa Rao, PC-233 (Prohibition & Excise Department), Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District (w.e, Annexures-I to IV) **through** the Revenue(Vigilance.IV) Department. (with a request to serve the order on the individual and send the served copy with dated signature to Government)

Copy to

The Commissioner of Prohibition & Excise, Excise Complex, RS – 88-2B, Sai Vihar Apartments, Poultry Forum Road, Prasadampadu(v), Vijayawada.

The Secretary to Vigilance Commissioner,
Andhra Pradesh Vigilance Commission, Velagapudi.

The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

The Revenue(Vigilance.IV) Department.

SF / SC.

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI BALLI SRINIVASA RAO, PC, PROHIBITION & EXCISE CHECK POST, INTEGRATED CHECK POST, B.V.PALEM, TADA MANDAL, SPSR NELLORE DISTRICT

That Sri Balli Srinivasa Rao, PC 233, Prohibition and Excise Department, Integrated Check Post, BV Palem, Tada Mandal was appointed as helper in Government. Arrack Depot on 1-10-1985 and got periodical promotions, promoted as Constable, Prohibition and Excise Department on 27-05-1995 and worked at Integrated Check Post, BV Palem check post on deputation basis from 08-05-2013. While he was working as Constable, Prohibition and Excise Department on 21-12-2013 at Integrated Check Post, BV Palem, Tada has committed grave mis-conduct as much as:-

CHARGE:- That Sri Balli Srinivasa Rao, PC 233, Prohibition and Excise Department, Integrated Check Post, BV Palem, Tada Mandal being a public servant who was on duty found with an excess amount of Rs.500/- with him than the declared amount of Rs.1250/- in the personal cash register and failed to account of the excess amount.

Thus, Sri Balli Srinivasa Rao, PC 233, Prohibition and Excise Department, by the above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby violated Rule 3 (1) (2) and 9(8A) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Dr.MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S) (FAC)

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI BALLI SRINIVASA RAO, PC, PROHIBITION & EXCISE CHECK POST, INTEGRATED CHECK POST, B.V.PALEM, TADA MANDAL, SPSR NELLORE DISTRICT

That Sri Baili Srinivasa Rao, PC 233, Prohibition & Excise Check Post, Integrated Check Post, B.V.Palem, Tada Mandal is native of Nellore, SPSR Nellore District and he joined in Government Service on 01-10-1985 and promoted as Prohibition & Excise Constable on 27-05-1995 and working at Integrated Check Post, B.V.Palem, Tada, Nellore District since 08-05-2013. His date of birth is on 06-06-1968 and date of retirement on attaining the age of superannuation is 30-06-2028. He is here-in-after referred to as Government Servant.

CHARGE:- That Sri Balli Srinivasa Rao, PC 233, Prohibition and Excise Department, Integrated Check Post, BV Palem, Tada Mandal being a public servant who was on duty found with an excess amount of Rs.500/- with him than the declared amount of Rs.1250/- in the personal cash register and failed to account of the excess amount.

FACTS AND EVIDENCE:-On credible information that the officers and staff of Integrated Check Post, B.V.Palem, Tada Mandal SPSR Nellore District are indulging in corrupt practices and collecting mamools from the crew of vehicles plying through Integrated Check Post, B.V.Palem, a surprise check was conducted over transport wing, prohibition and excise wing, commercial taxes incoming and outgoing wings of Integrated Check Post, B.V.Palem on 21-12-2013 from 00-30 hrs to 06-00 hrs with four teams headed by the Deputy Superintendent of Police, Anti Corruption Bureau Nellore Range, Nellore in the presence of mediators. The surprise check revealed the following irregularities and violations. Sri Balli Srinivasa Rao was present and attending to the duties. As per the entry in the personal cash register he mentioned that he had Rs.1215/- with him at the time of entering into the duty on 20.12.2013. Whereas after the search an amount of Rs.1,750/- was found in his possession i.e. an excess amount of Rs.500/- than the declared amount in the personal cash register. When enquired about the excess amount the said Sri B.Srinivasa Rao did not give proper reply. Keeping excess amount than the declared amount in the personal cash register of a Government Servant which is excessive and without any probable explanation amounts to gross negligence of duties.

Therefore the Government Servant exhibited lack of integrity, devotion to duty which is unbecoming for a public servant and therefore he himself render for the departmental action for major penalty under Rule 3 (1)(2) and 9(8)(A) of Andhra Pradesh Civil Services Conduct Rules 1964.

Thus the Government Servant Sri Balli Srinivasa Rao, PC 233, Prohibition & Excise Check Post, Integrated Check Post, B.V.Palem Tada Mandal, SPSR Nellore District by his above-mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1)(2) and 9(8A) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus the Government Servant has therefore rendered himself liable for departmental action for major penalty for his misconduct.

Dr.MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S) (FAC)

SECTION OFFICER

ANNEXURE — III

LIST OF WITNESSES

1. Sri DSR Manohar Rao S/o Venkata Subbaiah, Age: 46 Years, Senior Assistant, Panchayat Raj Division, Ongole, Prakasam District.
2. Sri M.V. Siva Prasada Rao S/o Venkata Subbaiah, Age: 48 Years, Assistant Executive Engineer, Panchayat Raj, Ongole, Prakasam District.
3. Sri. T.V. Srinivasa Rao, Inspector of Police, Anti Corruption Bureau, Nellore.
4. Sri.J.Bhaskara Rao, Deputy Superintendent of Police, Anti Corruption Bureau, Nellore.

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ANNEXURE -IV

LEST OF RECORDS

1. Duty Register(Attendance register) of Integrated Check Post, B.V.Palem.

2. Personal Cash Register of Integrated Check Post, B.V. Palem.

3. Mediators report drafted on 21.12.2013 for the surprise check conducted over the Integrated Check Post, B.V. Palem, Tada Mandal, SPSR Nellore Dist.

4. Service particulars of SO and Job Chart.

Dr.MANMOHAN SINGH
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